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BILL NO. 7-6-11-1 (A)

*TITLE 30
Ord-0640-11*

SUMMARY - An Ordinance to amend the Unified Development Code to update and revise various Title 30 requirements and make corrections and clarifications as appropriate. (T30-0640-11)

ORDINANCE NO. 3970
 (of Clark County, Nevada)

AN ORDINANCE TO AMEND TITLE 30, CHAPTERS 30.08, 30.16, 30.28, 30.32, 30.44, 30.60, 30.72 AND 30.80, SECTIONS 30.08.030, 30.16.210, 30.32.070, 30.60.070, 30.72.070, TABLES 30.16-5, 30.16-13, 30.16-14, 30.16-17.5, 30.28-4, 30.28-5, 30.44-1, AND 30.72-1, AND 30.80-4 TO UPDATE VARIOUS LAND USE REQUIREMENTS AND PROCEDURES AND MAKE CORRECTIONS AND CLARIFICATIONS AS APPROPRIATE; AND PROVIDING FOR OTHER MATTERS PROPERLY RELATED THERETO.

THE BOARD OF COUNTY COMMISSIONERS OF THE COUNTY OF CLARK, STATE OF NEVADA, DOES HEREBY ORDAIN AS FOLLOWS:

SECTION 1. Title 30, Chapter 30.08, Section 30.08.030 of the Clark County Code is hereby amended to read as follows:

Basement	"Basement" means a [story] portion of a building which is partly (<u>more than 50%</u>) or completely underground. <u>A basement is not considered a story of the building.</u>
Carnival/Circus	<u>See "Temporary Outdoor Commercial Event"</u> /"Carnival" means a temporary outdoor amusement activity at which amusement systems are placed in addition to food and other entertainment. (See Chapter 6.48—Traveling Shows.)]
Composting	"Composting" means a controlled process of biological degradation of solid waste to an inoffensive humus-like product as defined by NAC 444.572 and governed by NAC 444.670. See also "Recycling and Related Uses" (Ord. 3757 § 1 (part), 4/2009; Ord. 3586 § 1(part), 2/2008; Ord. 3549 § 1 (part), 9/2007)
Composting [Plant] Facility	"Composting [Plant] Facility" means a facility that processes compost as regulated by the requirements of the Southern Nevada Health District (SNHD) as governed by NAC 444.670. [Also see Materials Recovery Facility [construction or demolition waste]], Refuse Transfer Station, and Recycling Center.] See also "Recycling and Related Uses" (Ord. 3757 § 1 (part), 4/2009; Ord. 3688 § 2 (part), 10/2008; Ord. 3586 § 1(part), 2/2008; Ord. 3549 § 1 (part), 9/2007)
Construction [or] and Demolition Waste	"Construction [or] and Demolition Waste" means waste resulting from the construction or demolition of buildings and other structures, including, but not limited to, wood, plaster, metals, asphaltic substances, bricks, block, and concrete and landscaping, native vegetation, excavation dirt, rock, stone and gravel. The term "construction or demolition waste" does not include uncontaminated soil, rock, stone, gravel, unused brick and block and

~~concrete if they are separated from other construction or demolition waste, which may be used as clean fill]~~ as defined by Title 9.04 and as described by the Southern Nevada Health District. (Ord. 3549 § 1 (part), 9/2007)

**Construction [~~or~~] and
Demolition Waste**

Short Term Facility "Construction [~~or~~] and Demolition Waste Short Term Facility" means a facility that provides for the storage of one or more trucks, trailers, and/or portable waste containers which are used for the collection of construction and demolition solid waste for transport to a permanent disposal site as defined by the Southern Nevada Health District. [Also see Materials Recovery Facility [~~construction or demolition waste~~]], Refuse Transfer Station, Composting Facility [Plant], and Recycling Center.] See also "Recycling and Related Uses" (Ord. 3688 § 2 (part), 10/2008; Ord 3586 § 1(part), 2/2008; Ord. 3549 § 1 (part), 9/2007)

**Hazardous Materials
or Waste Storage**

"Hazardous Materials or Waste Storage" means the storage of chemicals, explosives, or other hazardous materials for commercial or industrial uses, or hazardous waste, and includes the wholesale distribution of chemical products but not the incidental storage of chemicals for personal use and/or in conjunction with other uses. Chemical and/or hazardous materials storage is limited by type and quantity per the Nevada Revised Statutes and/or the Nevada Administrative Code and by the Clark County Fire and International Building Codes. A hazardous occupancy is required per the Clark County Building Code. (See also "Hazardous Material or Waste", Hazardous Occupancy", "Outside Storage/Outside Display", and "Personal Use") (Ord. 3209 § 2 (part), 5/2005; Ord. 2890 § 2 (part), 4/2003)

Manufacturing

"Manufacturing" means the following:

1. "Light" means the storage and/or utilization of the following materials to fabricate and/or assemble products with added value: bones, building products/materials, clay, cork, feathers, gases, glass, glue, hair, horn, leather, metal, paint and similar surfacing materials and solvents, paper, plastics, rubber, seeds, shell, stone, straw, textiles, wax, and wood. Cosmetic manufacturing, electric plating and glass blowing shall also be included. The incidental storage and utilization of materials within residential, commercial, special, or industrial development which are permitted only in more intense manufacturing districts does not constitute a more intense use, unless the quantity of such materials meets the definition of hazardous materials (see "Hazardous Materials").
2. "Medium" means the creation of the following materials: building products/materials, glass (other than glass blowing) glue, textiles, and wax, as well as the commercial manufacturing of small arms ammunition if no more than 50 pounds of ~~[gunpowder]~~ black powder is stored at anytime. The incidental storage and utilization of materials within residential, commercial, special or industrial development which are permitted only in more intense manufacturing districts does not constitute a more intense use, unless the quantity of such materials meets the definition of hazardous materials (see "Hazardous Materials").
3. "Heavy" means the creation of the following materials: chemicals, gases, leather or other tanned goods, metal and smelting of metal, paint and similar surfacing materials and solvents, paper, plastics and rubber. The incidental storage and utilization of materials within residential, commercial, special or industrial development which are permitted only in intense manufacturing districts does not constitute a more intense use,

unless the quantity of such materials meets the definition of hazardous materials (see "Hazardous Materials").

Materials Recovery

Facility

[construction or demolition waste]

"Materials Recovery Facility [(construction or demolition waste)]" means a facility in which [commingled] "recyclable materials" are commingled with [and] "construction or demolition waste," as those terms are defined in this Section or Chapter 9.04 of the Clark County Code, are collected, and the recyclable materials separated out, processed, and/or baled in preparation for shipment to others who will use the recyclable materials to manufacture new products, in accordance with the provisions of Chapter 9.04 of the Clark County Code. (Also see Recycling Center) See also "Recycling and Related Uses" (Ord. 3805 § 1 (part), 9/2009; Ord 3586 § 1(part), 2/2008; Ord. 3257 § 2 (part), 7/2005)

[Movie] Theater

"[Movie] Theater" means an open air or enclosed establishment [~~with a seating capacity of more than 25 persons, or parking capacity of more than 25 vehicles,~~] used regularly and routinely for presenting material or screening movies which [is] are not relating ed to specified sexual activities or specified anatomical areas for observation by patrons therein (non-adult theater).

Public Waste Storage

Bin Facility

"Public Waste Storage Bin Facility" (also known as convenience center) means a facility, generally located in a remote area, that provides one or more portable waste containers used for the collection of solid waste for transport to a solid waste disposal site. The term does not include residential or commercial waste containers that are located on or near a site of waste generation. (Also see "Refuse Transfer Station") (See Waste Management and Related Uses) (Ord 3586 § 1(part), 2/2008; Ord 3106 § 1 (part), 8/2004)

Recyclable Collection

"Recyclable Collection" means an unmanned site where recyclable materials [~~may be taken by persons and~~] are deposited into designated containers, [~~but~~] and where no processing activities are conducted [~~except for the manual crushing of cans.~~] (See also "Recycling and Related Uses") (Ord 3586 § 1(part), 2/2008)

Recycling and Related Uses

Includes but is not limited to Compost, Composting Plant Facility, Construction Cleanup, Construction or and Demolition Waste Short Term Facility, Materials Recovery Facility, Recyclable Collection, Recyclable Material, and Recycling Center. (Ord 3586 § 1(part), 2/2008)

Recycling Center

"Recycling Center" means, as defined by the Southern Nevada Health District, a facility designed and operated to receive, store, or process recyclable material which has been separated at the source from all but residual solid waste (ref. NRS 444A.014). The center must receive, store and process only source-separated recyclables for which there is an available market to be permitted as a recycling center. The recyclable materials must be separated from the solid waste stream at the source of waste generation. A Recycling Center may not receive any solid waste, other than residual solid waste, commingled with recyclables at the recycling facility. The term Recycling Center does not include a Materials Recovery Facility, Refuse Transfer Station, or Composting Plant Facility. [Also see Materials Recovery Facility [(construction or demolition waste)], Refuse Transfer Station, Composting Facility Plant, and Construction or and Demolition Waste Short Term Facility.] (See also "Recycling and

Related Uses") (Ord. 3688 § 2 (part), 10/2008; Ord 3586 § 1(part), 2/2008; Ord. 3549 § 1 (part), 9/2007; Ord. 3257 § 2 (part), 7/2005)

Refuse Transfer Station

"Refuse Transfer Station" means a facility, generally located in an urban area, to which refuse is transported for temporary storage and compaction in preparation for shipment to a sanitary landfill. (Also see "Public Waste Storage Bin Facility") (Ord. 3106 § 1 (part), 8/2004)

Temporary Outdoor Commercial Event

"Temporary Outdoor Commercial Event" means a use to conduct a temporary outdoor [promotional] activity [~~or grand opening of a new business~~] as provided by the provisions of this Title [~~, such as automobile sales, sidewalk sales, and recreational vehicle sales~~]. One day residential celebrations, uses within public facilities or recreational facilities, or motion picture and television production (as regulated in Title 22) which meet all Fire Department requirements are not considered temporary outdoor commercial events. (See also "Seasonal Sales") (Ord. 2907 § 1 (part), 7/2003; Ord. 2741 § 2 (part), 5/2002)

Use

"Use" means the purpose for which land or buildings are designed, occupied, maintained, or planned, including uses within another political subdivision (See also "Development"). Types of uses include the following:

1. "Accessory Use" means a use or activity, that is subordinate in area, extent and purpose incidental to the principal use of the property, located on the same lot or parcel of land. The following are applicable to residential development.

1. "Conditional Use" means a use permitted within a zoning district provided that it conforms to the standards for permitted uses in subsection [6] 9 below and in addition conforms to the standard listed under the specific use within Table 30.44-1.

SECTION 2. Title 30, Chapter 30.16, Section 30.16.210, Tables 30.16-5, 30.16-13, 30.16-14, 30.16-17.5 of the Clark County Code are hereby amended to read as follows:

Table 30.16-S ADMINISTRATIVE TEMPORARY USE AUTHORITY AND CONSIDERATION TABLE <i>SEE ALSO 30.16.210 for general process information and standards</i>	
a Initiating Authority	Board, public utility, property owner or leaseholder
b Standards for Acceptance	Applications shall only be accepted when expressly permitted under Tables 30.44-1 or 30.72-3.
c Document Submittal Requirements	Application form Justification letter (See Section 30.16.240 Document Submittal Requirements)
d Fee	\$100
e Processing Time	5 working days
f Application Process	Administrative review per 30.16.210
g Sources Requirements	None
h Recommending Entities	Government Entities
i Approval Authority	Zoning Administrator
j Appeal Authority	[A person may appeal] I[t] he decision may be appealed by submitting a special use permit application per Table 30.16-4.
k Standards for Approval	No administrative temporary use shall be approved unless the applicant demonstrates that the proposed temporary use is appropriate for its proposed location during the proposed period
l Finality of Decision	Final and effective the date of action on the application

Table 30.16-13 ADMINISTRATIVE STREET NAMING AUTHORITY AND CONSIDERATION TABLE <i>SEE ALSO 30.16.210 for general process information and standards</i>	
a. Initiating Authority	Board, Zoning Administrator [Building Official] or property owner
b. Standards for Acceptance	<ol style="list-style-type: none"> 1. An administrative street naming may be processed to change the name of a street where there is no habitable structure on the street, all property abutting the street is under common ownership, and the Fire Alarm Office of the City of Las Vegas Fire Department <u>does not object</u> [<u>and the Building Official approves the change</u>]. 2. If in compliance with this subsection, street names established by the recording of a subdivision map may be changed by filing a certificate of amendment in lieu of this application. 3. An application to establish a street name inconsistent with the requirements of this table may be submitted as a street name change in accordance with Table 30.16-14 below.
c. Document Submittal Requirements	Application form 2 Assessor's maps Approval letter from the City of Las Vegas Fire Department's Fire Alarm Office [Approval letter from the Clark County Building Official] (See Section 30.16.240 Document Submittal Requirements)
d. Fee	None
e. Processing Time	5 working days
f. Application Process	Administrative review per 30.16.210. Certificates of Amendment shall be submitted to the County Surveyor.
g. Notice Requirements	None
h. Recommending Entities	City of Las Vegas Fire Department's Fire Alarm Office [<u>and the Clark County Building Official</u>]
i. Approval Authority	Zoning Administrator [Building Official], or for Certificates of Amendment, County Surveyor
j. Appeal Authority	Board
k. Standards for Approval	All proposed street names shall comply with the Las Vegas Valley Street Naming and Address Assignment Policy, as adopted by the Board on August 3, 1988, as shown in Appendix A.
l. Application Expiration	None
m. Conditions of Approval	<ol style="list-style-type: none"> 1. The <u>Zoning Administrator</u> [<u>Building Official</u>] may require the posting of street signs in accordance with the Las Vegas Valley Street Naming and Address Assignment Policy. 2. The applicant shall be responsible for installation of street signs, per Public Works requirements.
n. Compliance	Upon the approval of a street name, the <u>Zoning Administrator</u> [<u>Building Official</u>] shall determine its application to all streets, avenues, thoroughfares or other traffic-ways, or to the numbering of any premises thereon, and shall communicate the same to the owner of each abutting developed parcel. The official, assigned address of all buildings, units of buildings, or other approved land uses shall be displayed in accordance with the display requirements prescribed in the Las Vegas Valley Street Naming and Address Assignment Policy. Street signs shall be installed within 60 calendar days of the approval of the application.

Table 30.16-14 STREET NAME OR NUMBERING SYSTEM CHANGE AUTHORITY AND CONSIDERATION TABLE <i>SEE ALSO 30.16.210 for general process information and standards</i>	
a. Initiating Authority	Board, Zoning Administrator, or property owner of any property abutting the alignment
b. Standards for Acceptance	Only 1 street alignment, or numbering system, shall be considered with each application, and applications shall be processed for entire street segments, from intersection to intersection. Nothing in this subsection shall prevent a property owner from requesting an address change that conforms to Las Vegas Valley Street Naming and Address Assignment Policy [<u>from the Building Official</u>].
c. Document Submittal Requirements	Application form 2 Assessor's maps 3 Justification letters Disclosure form Recommendation letter from City of Las Vegas Fire Department's Fire Alarm Office [Recommendation letter from Building Official] (See Section 30.16.240 for Document Submittal Requirements)
d. Fee	\$300
e. Application Process	Public hearing per Section 30.16.210
f. Notice Requirements	Posted notice, entity notice, city notice, and abutting property notice (See Section 30.16.230 Notice)
g. Recommending Entities	Government Entities, Town Board, [Building Official,] and City of Las Vegas Fire Department's Fire Alarm Office
h. Approval Authority	Commission
j. Appeal Authority	Board

STREET NAME OR NUMBERING SYSTEM CHANGE AUTHORITY AND CONSIDERATION TABLE <i>See LSO 30.16.210 for general process information and standards</i>	
a. Standards for Approval:	All proposed street names shall comply with the Las Vegas Valley Street Naming and Address Assignment Policy, as adopted by the Board on August 3, 1988, as shown in Appendix A unless the Commission or Board determines that the public interest will be served by the change. The approval of a street name or numbering system change shall constitute such a determination.
b. Application Expiration:	None
c. Conditions of Approval:	The applicant shall be responsible for installation of street signs, per Public Works requirements.
d. Compliance:	Upon the approval of a system of street naming, numbering or house numbering, or any amendment thereto, the <u>Zoning Administrator</u> [Building Official] shall determine its application to all streets, avenues, thoroughfares or other traffic-ways, or to the numbering of any premises thereon, and shall communicate the same to the owner of each abutting developed parcel. The official, assigned address of all buildings, units of buildings, or other approved land uses shall be displayed in accordance with the display requirements prescribed in the Las Vegas Valley Street Naming and Address Assignment Policy. Street signs shall be installed within 60 calendar days of the approval of the application.

ZONING COMPLIANCE APPLICATION AUTHORITY AND CONSIDERATION TABLE <i>See LSO 30.16.210 for general process information and standards</i>															
a. Initiating Authority:	Property owner or leaseholder, or the operator of a community residence														
b. Standards for Acceptance:	Applications shall only be accepted when the applicant demonstrates that the proposed project is in conformance with the provisions of this Title.														
c. Document Submittal Requirements:	<table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 30%;">Application form</td> <td style="width: 70%;">5 site plans</td> </tr> <tr> <td>2 floor plans</td> <td>2 elevations</td> </tr> <tr> <td>2 landscape plans</td> <td>2 assessor's maps</td> </tr> <tr> <td>2 deeds</td> <td>2 legal descriptions</td> </tr> <tr> <td>Parking analysis</td> <td>3 justification letters</td> </tr> <tr> <td colspan="2">Photographs to confirm compliance with residential standards</td> </tr> <tr> <td colspan="2">If the applicant is a renter, notarized authorization to submit the application from the property owner. (See Section 30.16.240 for Document Submittal Requirements)</td> </tr> </table>	Application form	5 site plans	2 floor plans	2 elevations	2 landscape plans	2 assessor's maps	2 deeds	2 legal descriptions	Parking analysis	3 justification letters	Photographs to confirm compliance with residential standards		If the applicant is a renter, notarized authorization to submit the application from the property owner. (See Section 30.16.240 for Document Submittal Requirements)	
Application form	5 site plans														
2 floor plans	2 elevations														
2 landscape plans	2 assessor's maps														
2 deeds	2 legal descriptions														
Parking analysis	3 justification letters														
Photographs to confirm compliance with residential standards															
If the applicant is a renter, notarized authorization to submit the application from the property owner. (See Section 30.16.240 for Document Submittal Requirements)															
d. Base Fee:	\$300 (except that applications for community residences shall be exempt from any fees)														
e. Processing Time:	10 working days after the last day of the week of the filing period during which the application is submitted														
f. Application Process:	Administrative review per 30.16.210														
g. Approval Authority:	Zoning Administrator														
h. Appeal Authority:	[A person may appeal] [t]he decision <u>may be appealed</u> by submitting a special use permit application per Table 30.16-4.														
i. Standards for Approval:	Development shall comply with all development standards as specified in this Title.														
j. Application Expiration:	2 years to commence														

30.16.210 Application Process. When specified within this Title that such an application is required or authorized, the approval authority shall consider applications in accordance with the following procedure in addition to the requirements listed in sections 30.16.040 through 30.16.200 above for specific application types:

- 1. Applications.** Any application, amendment, or map requiring approval shall be filed with the Zoning Administrator and shall be presented to the approval authority for review and approval within the approximate time specified under the application type. Administrative applications shall be processed and acted upon without a formal hearing. Hearing applications shall be scheduled to a meeting before the approval authority; however, public hearing notices need not be sent to adjacent and nearby properties provided other required notice is given. Public hearing applications shall be scheduled to a meeting before the approval authority and shall be notified per the appropriate application requirement, including notice to adjacent and nearby properties.

14. Appeal.

- Except for Administrative Temporary Uses, Administrative Minor Deviations, Zoning Compliance and applications acted on by the Board, [any person including the Zoning Administrator may appeal] the decision of the approval authority may be appealed to the Board within 5 working days of the decision, in which case the approval authority's decision

will serve as a recommendation to the Board. For projects located within the SOSA Overlay District, the Board shall also sit as the Clark County Redevelopment Agency Board. All appeals shall be in writing, except that no appeal is required if, at the hearing on an item, Staff announces that the item shall be forwarded to the Board for final action. If appealed, the hearing process as shown below for appeals, re-petition, and reconsideration shall apply.

- B. The appeal must be physically received by the Zoning Administrator by 5:00 p.m. of the fifth working day, or 5 working days after a notice of Administrative Decision has been mailed for administrative applications only. Once an appeal has been filed, it cannot be withdrawn.
- C. Administrative Temporary Uses and Administrative Minor Deviations shall be final and effective the date of action on the application, and the manner of appeal is to submit, respectively, a special use permit for the use or a waiver of development standards for the deviation.
- D. Any person may appeal the Board's approval of an application to expand the Gaming Enterprise District outside the Las Vegas Boulevard Gaming Corridor or the Rural Clark County Gaming Zone, per Chapter 463 of NRS, to the review panel of the Gaming Policy Committee within 10 working days of the decision of the Board.
- E. A Planning Commissioner who voted on an application may not file an appeal.
- F. In the event of an appeal, the application shall be scheduled for a hearing by the Board within 40 calendar days of the close of the appeal period unless continued for good cause. The Board may limit its discussion to the issues raised in the appeal.

SECTION 3. Title 30, Chapter 30.28, Tables 30.28-4 and 30.28-5 of the Clark County Code are hereby amended to read as follows:

Table 30.28-4 MINOR SUBDIVISION PARCEL MAP REVIEW- AUTHORITY AND CONSIDERATION TABLE	
c. Document Submittal Requirements	Only complete submittals will be accepted by the Director of Public Works which must include: [§] 7 site plans or copies [Title report] 2 assessor's maps (See Section 30.28.130 for Document Submittal Requirements)

Table 30.28-5 MINOR SUBDIVISION PARCEL MAP TECHNICAL REVIEW- AUTHORITY AND CONSIDERATION TABLE	
c. Document Submittal Requirements	Only complete submittals will be accepted by the Director of Public Works which must include: [§] 7 copies [2 title reports] 2 assessor's maps Copy of CADD drawing Point file disk (in ascii format with point plot per 30.28.130 a. (16)) Technical impact analysis, improvement plan copies, and final improvement plans (submitted for approval prior to submitting the technical review as required by Sections 30.32.060 and 30.32.080) If provisions for water or sanitary sewage services are being waived, appropriate documentation per section 30.52.120. 2 Record of Surveys for projects with Las Vegas Boulevard frontage (See Section 30.28.130 for Document Submittal Requirements)

SECTION 4. Title 30, Chapter 30.32, Section 30.32.070 of the Clark County Code is hereby amended to read as follows:

30.32.070 Right-of-Way Permit. A right-of-way permit shall be obtained for any improvements within a right-of-way or public easement in accordance with the following.

- 1. An off-site permit shall be issued for the purposes of constructing any major new improvements when:
 - A. The improvement plans and technical impact analyses for the proposed work have been reviewed and approved.

- B.** All necessary fees have been paid and bonds and agreements have been executed in accordance with Chapters 30.32 and 30.80 of this Title.
 - C.** A grading permit is issued for the grading of the project, if applicable.
 - D.** The final map, if required, has completed the first technical review, pursuant to the requirements established in Chapter 30.28, Table 30.28-2.
- 2.** An encroachment permit shall be issued for the purposes of minor reconstruction, modification or maintenance of existing improvements, the installation of new utility facilities, or any other minor encroachment approved by the Director of Public Works within [two (2)] 5 working days when:

SECTION 5. Title 30, Chapter 30.44, Table 30.44-1 of the Clark County Code is hereby amended to read as follows:

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Table 30.44-1 Global Use Table

Uses	SIUCM CODE	Residential Districts						Commercial Districts			Manufacturing Industrial Districts			Miscellaneous Districts										
		R-U	R-A	RE	R-D	R-1	R-T	R-2	RUD	R-3	R-4	R-S	C-T	C-P	C-1	C-2	M-1	M-2	G-S	H-2	P-F	RVP	U-V	B-1
Hazardous Materials or Waste Storage	Refer to SIUCM Codes underlying permitted use																S	S	S	S	S			
Materials/Amounts Requiring a Hazardous Occupancy per the Clark County Fire Code																								
Special Use in M-D, M-1, M-2, and P-F Subject to:																								
<p>1. Must maintain all minimum separations and setbacks required by the Clark County Fire and Building Codes, and any other County Code, whichever is greater.</p> <p>2. Outside storage may be permitted as a principal use subject to the applicable conditions for outside storage in addition to the requirements for hazardous materials storage (see "Outside Storage").</p> <p>3. Explosives and hazardous materials in amounts which require a special use permit pursuant to NRS 278.147 and 459.3816 (as revised) and/or the NAC shall only be permitted in M-2 and shall require public hearings before the Planning Commission and the Board per Table 30.16-4.</p> <p>4. Storage areas must be paved and contained.</p> <p>These conditions can not be waived or varied. (Ord. 3432 § 6 (part), 10/2006 Ord. 3209 § 6 (part), 3/2005; Ord. 3106 § 6 (part), 8/2004; Ord. 2907 § 6 (part), 7/2003; Ord. 2890 § 5 (part), 4/2003)</p>																								
Home Occupation	110	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S	C, S		
	115																							

Conditional Use Subject to:

- The owner of the home occupation shall obtain and maintain a business license from the Clark County Business License Department.
- The home occupation must be conducted as an accessory or secondary use to the residential dwelling, and the residential appearance of the dwelling shall not reflect or indicate that a business is operated therein.
- There shall be no signs or nameplates unless required by the NRS or NAC, merchandise and/or other articles displayed for advertising purposes at the home address or in the yard.
- No display shall be allowed in the residence.
- There shall be no storage of hazardous materials. (See Chapter 30.08, *hazardous materials storage and personal use*).
- There shall be no more than one automobile used for the home occupation parked in a driveway on site, and no vehicle on site may be used as a means for advertising a home occupation. In addition, one trailer (less than 10,000 lbs.) may be permitted with the approval of a special use permit.
- There shall be no receipt of products or materials from a delivery service or delivery trucks (except typical normal delivery for residence).
- All items sold shall be shipped directly from the wholesaler to the customer, without delivery to the residence. (Conditions 1 through 8 cannot be waived or varied.)
- No home occupation shall be conducted within an accessory structure or within any yard space.
- The floor space of the dwelling to be utilized for storage only for the home occupation shall be limited to 25% of the building or 600 square feet, whichever is less. The use of accessory structures or yard space for storage for the home occupation is not permitted.
- No clients or customers shall come to the residence, except for students (maximum of one student at a time).
- Only family members are permitted to work as employees.

Special Use Subject to:

- Home occupation uses other than those specifically listed as permitted or prohibited may be approved with a special use permit, subject to conditions 1 through 12 above.

(Continued On Next Page)

Table 30.44 Global Use Table

Global Use 11

Table 30.14-1 Global Use Table

Uses	SICCM CODE	Residential Districts						Commercial Districts						Manufacturing/Industrial Districts						Miscellaneous Districts					
		R-T	R-A	RE	R-D	R-1	R-T	R-2	RUD	R-3	R-4	R-T	C-T	C-P	C-1	R-T	M-2	O-S	H-2	P-F	RVP	U-V	F-T		
Outside Storage/Outside Display <i>(Also see "Hazardous Materials or Waste Storage" for additional regulations)</i>	63-70	S,A	S,A	S,A	S,A	S,A	S,A									C,S	C,S		C					T,G	
		Conditional Use in C-2, M-D and H-1 Subject to:						Conditional Use in C-2, M-2 and P-F Subject to:						Conditional Use in M-1, M-2 and P-F Subject to:						Conditional Use in R-U, R-A, R-E, R-1 and R-T Subject to:					
		1. Must be accessory to an indoor principal use (permitted within the district).						1. Must be screened from any adjacent less intensive uses with a screened fence or wall. If not screened by a perimeter fence or wall, the fence or wall and outside storage shall meet the setback requirements of Chapter 30.56 unless otherwise permitted in this table.						1. Must be located behind the front of the building unless otherwise permitted in this table.						1. Must be located outside the Red Rock Overlay District and within Community District 5, and in conjunction with a single family use or special use. (This condition cannot be waived or varied.)					
		2. Must be screened from any adjacent less intensive uses with a screened fence or wall. If not screened by a perimeter fence or wall, the fence or wall and outside storage shall meet the setback requirements of Chapter 30.56.						2. Must be located behind the front of the building unless otherwise permitted in this table.						2. Nothing shall be stacked above the height of the screened fence.						2. Equipment may be stored on-site.					
		3. Must be screened from any right-of-way and from any adjacent less intensive uses with a screened fence or wall. If not screened by a perimeter fence or wall, the fence or wall and outside storage shall meet the setback requirements of Chapter 30.56.						3. Any outside area used for parking, maneuvering, or storing motor vehicles, equipment, or materials shall be paved in accordance with Section 30.60.025.						3. Commercial Vehicles subject [fa-addition] to the following:						3. Continued on next page					
		4. Nothing shall be stacked or piled above the height of the screened fence or wall.						4. When located within the P-F district, must be in conjunction with an indoor principal use (permitted within the district).						4. One commercial vehicle related to a voluntary public service including but not limited to, fire, ambulance, road maintenance/repair, and						4. One commercial vehicle subject to:					
		5. Any outside area used for parking, maneuvering, or storing motor vehicles, equipment, or materials shall be paved in accordance with Section 30.60.025.						5. Nothing shall be stacked above the height of the screened fence.						5. 20,000 square foot minimum lot size.						5. Only be parking vehicle for a maximum of 72 hours.					
		Continued on next page						Conditions listed for [f2] 3(b) may be waived with the approval of an administrative minor deviation per Table 30.16-8, with notarized letters of consent from abutting property owners.						Conditions listed for [f2] 3(b) may be waived with the approval of an administrative minor deviation per Table 30.16-8, with notarized letters of consent from abutting property owners.						Conditions listed for [f2] 3(b) may be waived with the approval of an administrative minor deviation per Table 30.16-8, with notarized letters of consent from abutting property owners.					

Table 30-4-1 Global Use Table

Global Use Table		Residential Districts												Commercial Industrial Districts						Manufacturing Industrial Districts						Miscellaneous Districts					
SIC/CNA CODE		R-U	R-A	RE	R-D	R-1	R-T	R-2	RUD	R-3	R-4	R-S	CRI	C-P	C-1	G-2	M-1	M-2	O-S	H-2	P-F	RVP	U-V	H-1	C-S						
3370	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	S-A	C	C-S	C-S	C-S	C	C	C	C	C	C	C	C				
Special Use in R-U, R-A, R-E, R-I and R-T subject to: Scrap and salvage from metal, wood, or other materials suitable for reuse may be stored subject to approval of a special use permit and the following conditions:		<ol style="list-style-type: none"> Must be located outside the Red Rock Overlay District and within Community District 5, and must be accessory to a single family use or special use. Must have 40,000 square foot minimum lot size. Area for outside storage shall not exceed 20% of the lot area. All outside storage shall be screened. The following shall not be stored: hazardous materials or waste, explosives, bottles, cans, paper, rags, plastic, and refuse. <p>Conditions #1 and #5 cannot be waived or varied.</p> <p>Outside storage of chemicals and/or other hazardous materials is a Special Use in M -D, M -I, and M -2 Subject to: Must comply with all required conditions for Hazardous Materials or Waste Storage per Table 30.44-1 in addition to the conditions listed above.</p> <p>(This condition cannot be waived or varied)</p> <p>(Ord. 3766 § 3 (part), 6/2/09; Ord. 3688 § 7 (part), 10/2/08; Ord. 3549 § 7 (part), 9/2007; Ord. 3397 § 6 (part), 6/2/06; Ord. 2907 § 5 (part), 7/2/03; Ord. 2890 § 5 (part), 4/2/03; Ord. 2778 § 2, 7/2/02; Ord. 2741 § 7 (part), 5/2/02)</p>																													
Continued from previous page																															
Outside Storage/Outside Display <i>(Also see "Hazardous Materials or Waste Storage" for additional regulations)</i>		A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A	A				
Park and Ride																															
Use Subject to an Administrative Design Review Application:		<ol style="list-style-type: none"> When within residential zoning districts, must be in conjunction with a special use. (Additional parking shall not be required) Must be operated by a public entity. Must be located along a collector or arterial street. <p>Use permitted outside. (Ord. 3757 § 5 (part), 4/2/09; Ord. 3536 § 5 (part), 2/2/08)</p>																													

Global Use Table																									
Use	SLC M CODE	Residential Districts						Commercial Districts				Manufacturing/ Industrial Districts				Miscellaneous Districts									
		R-U	R-A	RE	R-D	R-1	R-T	R-2	RUD	R-3	R-4	R-5	C-R	C-P	C-1	C-2	M-D	M-1	M-2	G-S	H-2	P-F	RVP	U-V	F-H
Recycling Center <i>(Also see "Composting Facility [Plant]", "Construction [Site] and Demolition Short Term Facility" or "Materials Recovery Facility" if construction or demolition waste.)</i>	3900																			[SIC S]					
Conditional Use in M-1 and Special Use in [M-1 and M-2] Subject to:		1. Recyclable material only shall be processed at the site; no commingled waste is permitted. 2. Must be set back 600 feet from any non-industrial use. 3. Outside storage is permitted as a principal use (See also "Outside Storage"). 4. Any outside area used for parking, maneuvering, or storing motor vehicles, equipment, or materials must be paved. 5. Must not conflict with any franchise agreement. 6. Processed recyclable material stored outside shall not be bundled in packages which exceed the height of the required [screened wall]. 7. Processed recyclable material shall not be stored outside more than three months and shall not exceed 3,000 cubic yards at any time. 8. Recyclable material must be baled sufficiently secure as to ensure no material is separated from the bale by adverse weather conditions. Conditions 4 through 8 cannot be waived or varied. (Ord. 3549 § 7 (part), 9/20/07; Ord. 3257 § 3 (part), 7/2005; Ord. 2907 § 6 (part), 7/2003)																							
Reclamation Facility <i>(Also see "Package Wastewater Treatment Plant")</i>	0	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	
Special Use Subject to obtaining State Discharge Permit and complying with requirements outlined in NAC and NRS 445A[275].		(Ord. 3174 § 5 (part), 1/2005; Ord. 2857 § 10 (part), 2/2003)																							
Sewage (Wastewater) Treatment Plant	6700	S																		S	S	S	S	S	
Special Use in R-U: (This condition cannot be waived or varied)		Package systems to serve a development which is outside the service area of the local sanitation district, subject to the approval of the Water Reclamation [Sanitation] District.																							
Special Use in M-D, M-1, M-2 and P-F:		1. Must be set back 1,000 feet from any non-industrial use. 2. Outside uses may be permitted as a principal use. 3. Must be set back a minimum 200 feet from any other industrial use except accessory uses accessory to, and located upon, the same lot or parcel as the use.																							

Table 3. Global use of the

Table 30.4E Global Use Table

Uses	STUCY CODE	Residential Districts										Commercial Industrial Districts					Miscellaneous Districts							
		R-TU	R-A	RE	R-D	R-1	R-T	R-2	RUD	R-3	R-4	R-S	CRT	C-P	C-1	C-2	M-D	M-1	M-2	O-S	H-2	P-F	RVP	U-V
Transportation Service (including tour guide services)	2006	S	S	S	S	S	S	S	S	S	S	S	S	S	S	S	P	P	P	S	S	S	S	S

Special Use in Residential Developments Subject to: home occupation conditions.

Conditional Use in C-2 Subject to: maximum of 5 automobiles [cars].

Accessory Use when in conjunction with a resort hotel or hotel/motel having 20 or more guest rooms. (Ord. 2741 §7 (part), 5/2002)

SECTION 6. Title 30, Chapter 30.60, Section 30.60.040 of the Clark County Code is hereby amended to read as follows:

30.60.040 Programs and Incentives to Reduce Parking Requirements or Mitigate Parking Impacts. The following programs, incentives, and alternative standards are provided where the basic parking requirements of this Title would be excessive or detrimental to the land use or transportation goals and policies of the County, or where an alternative parking system or design can be employed to reduce or otherwise mitigate parking impacts without reducing the number of required parking spaces.

1. **Credit for Bicycle or Motorcycle Parking Facilities.** The Zoning Administrator may authorize credit towards on-site parking requirements for all uses, except residential uses, for the provision of bicycle or motorcycle facilities subject to the following guidelines:
 - A. Credit may be granted at a rate of 1 vehicular space per every 4 spaces [when the spaces are within a secured area].
 - B. Wherever shower and changing facilities for bicyclists are provided, credit may be granted at the rate of 2 vehicular spaces per 1 shower in addition to the credit.
 - C. The number of vehicular spaces required shall not be reduced by more than 5% or 10 spaces, whichever is less.
 - D. If provided, the parking facility shall be a minimum of 2 feet by 6 feet in size, unless a pre-manufactured bicycle rack or locker differs from this dimension, in which case the dimension of the pre-manufactured rack or locker shall suffice.
 - E. The area designated for bicycles shall be striped and/ or signed.

SECTION 7. Title 30, Chapter 30.72, Section 30.72.070 and Table 30.72-1 of the Clark County Code are hereby amended to read as follows:

30.72.070 Temporary Signs. Temporary signs may be permitted in any zoning district subject to the provisions provided herein and compliance with Section 30.72.040. Any sign not specifically defined as a temporary sign shall satisfy the requirements for on-premise signs, established in Section 30.72.050 and Table 30.72-1. Permitted temporary signs and their regulations are listed in Table 30.72-3.

1. **Sign Permits.** Sign permits shall be required for all temporary for sale or lease signs, except for non-commercial signs, temporary signs, whose total area is 16 sq. ft. or less, and temporary construction signs painted onto temporary construction fences. An application for a sign permit for the construction, placement or installation of a new sign or modification of an existing sign shall be filed with the Building Official on forms so provided. The permit application shall, at a minimum, be accompanied by the following material:

3. Requirements Waived.

- A. Temporary signs do not require installation of paved parking, landscaping, wall-enclosed trash areas or off-site improvements[,-nor the signing of an aviation easement].

Table 30.72.1: On-Premise Signs

Districts and/or Uses	Permitted Sign Types	Other Conditions	Maximum Area	Number of Signs	Sign Regulations	Setbacks	Minimum Separations
• All Residential Districts • CRI • C-P AND • Special Uses Within These Districts ⁷	Freestanding* *see Residential Protection Standards	Only in conjunction with special uses and boarding stables AND shall be located within curbed landscaped or rockscaped area which extends no less than 2 feet from base of sign AND may not be located along a freeway.	1 sq. ft. per linear foot of street frontage ^{1,8} OR 10 sq. ft. for boarding stables	1 freestanding sign (if permitted) OR 1 monument sign	Minimum: If sign overhangs a drive aisle, then 14' from grade to lowest point of sign Maximum: 35' unless greater height approved by special use permit OR restricted height is required by Residential Protection Standards below ⁵ 7' maximum for boarding stables	10' from street or future right-of-way	Must be 60' from any single family residential use EXCEPT boarding stables
					Residential Protection Standards: Any freestanding sign for a special use which is located within 200' of on the same side of the street as, and visible from a single family residential use is subject to the following additional requirements. 1. Maximum height of 28' (also see footnote #5). 2. Height may be increased up to 65' with a use permit to establish collocation of communication towers/antennas. 3. May be directly illuminated with white light or internally illuminated. 4. A freestanding sign shall not be permitted in conjunction with a special use on property less than 1 acre in size that is adjacent to a single family development.		
	Monument	Not permitted within single family residential development and shall be located within curbed landscaped or rockscaped area which extends no less than 2' from the base of sign	70 sq. ft (area of separate base not included) OR 10 sq. ft. for boarding stables or special use	1 freestanding sign (if permitted) OR 1 monument sign EXCEPT in the C-P district only 1 monument sign per pad site PLUS 1 monument sign per street frontage	10' OR 7' for boarding stables	2' from property line or future right-of-way	If within 60' of a single family residential use, shall be non-illuminated or oriented to prevent direct illumination toward the residential use

Table 3072.1: On-Premise Signs

Districts and/or Uses	Permitted Sign Types	Other Conditions	Maximum Area	Sign Requirements			Setbacks	Minimum Separations
				Number of Signs	Minimum	Height Maximum		
Wall	Only allowed within CRT and C-P Districts. Shall not face adjacent residential development unless separated by a street. Display surface shall be parallel to supporting wall. Shall not project more than 3' from building. Shall not project beyond end, bottom, or top of wall to which sign is attached OR May be located on any parapet when the parapet is integral to the overall building design	50 sq. ft. per building elevation No waivers/variances allowed/permited.	1 per building elevation		No maximum height for overall sign AND Average letter height of 4' if development is less than 5 gross acres or 6' if 5 or more gross acres	3' maximum intrusion into setback for sign and architectural intrusion combined		
C-1, C-2, M-D, M-1, M-2, H-2, U-V, R-V-P, P-R, and Special Uses Not Within a Residential District ^{2,7}	Animated	Electronic message units only permitted and then only in conjunction with freestanding or wall signs PLUS Minimum 2.5 second message display shall be followed by a break in message	100 sq. ft. per sign which shall be included in total allowance for freestanding or wall signs	1 electronic message unit per street frontage	Same as freestanding or wall signs	Same as freestanding or wall signs	300' from any freestanding sign on same side of street on same property AND minimum 200' from any residential development even when on same site	

Table 30.72.1: On-Premise Signs

Districts and/or Uses	Permitted Sign Types	Other Conditions	Maximum Area	Sign Regulations			Setbacks	Minimum Separations
				Number of Signs	Minimum Height	Maximum Height		
H-1 ^{2,6,7}	Animated	Minimum 2.5 second minimum display for text messages and 4 second maximum for video or graphics followed by a break in message/video	150 sq. ft. for electronic message/video units AND all other sign area per design review approved by the Board	1 message/video unit per commercial complex OR 1 per street for resort hotel additional message units and other animated wall signs for resort hotels per design review approved by the Board	Same as building height	Same as building height	Same as freestanding or wall sign in H-1 PLUS minimum 200' from residential development outside the H-1 district	100' from any other freestanding sign

SECTION 8. Title 30, Chapter 30.80, Table 30.80-4 of the Clark County Code is hereby amended to read as follows:

Table 30.80-4 Fee Schedule: Administrative Fees	
Administrative Service	Required Fee
* Available on the internet (at no cost) at http://www.ClarkCountyNv.Gov (accessclarkcounty.com)	
Additional Requirements:	
1.	Does not include information relative to past land use applications, including expired or superseded zone boundary amendments, use permits, and/or variances unrelated to the current district classification or uses currently permitted on the subject property.
2.	To be rounded up to the nearest acre.
3.	Fee may be waived pursuant to Section 30.80.020.
Refund Policy: Per 30.80.020(b)	

SECTION 9. If any section of this ordinance or portion of thereof is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such holding shall not invalidate the remaining parts of this ordinance.

SECTION 10. All ordinances, parts of ordinances, chapters, sections, subsections, clauses, phrases or sentences contained in the Clark County Code in conflict herewith are hereby repealed.

SECTION 11. This ordinance shall take effect and be in force from and after its passage and the publication thereof by title only, together with names of the County Commissioners voting for or against its passage, in a newspaper published in and having a general circulation in Clark County, Nevada, at least once a week for a period of two (2) weeks; on 8/22/11. A land use application approved prior to the effective date of this ordinance may be developed per the plans approved with the application.

PROPOSED on the 6th day of July, 2011

PROPOSED By: Steve Sisolak

PASSED on the 20th day of July, 2011

VOTE:

AYES: Lawrence L. Brown III

Tom Collins

Chris Giunchigliani

Mary Beth Scow

Steve Sisolak

Lawrence Weekly

NAYS:

None

ABSTAINING:

None

ABSENT:

Susan Brager

BOARD OF COUNTY COMMISSIONERS
CLARK COUNTY, NEVADA

By Susan Broger
Chair

ATTEST:

DIANA ALBA
DIANA ALBA, County Clerk

This ordinance shall be in force and effect from and after the 22nd day
of August, 2011.